

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court Western District of Texas, Austin Division on the following

☒ Trademarks or ☐ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 1:11-CV-926 SS	DATE FILED 10/26/2011	U.S. DISTRICT COURT Western District of Texas, Austin Division
PLAINTIFF K&F Restaurant Management, LLC		DEFENDANT Jessica Winters d/b/a Izzoz Tacos, Austin Tasty Tacos, Inc. d/b/a IzzOZ Tacos
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 see attached		
2 2,910,860		
3 2,893,551		
4 3,206,607		
5 2,958,780		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK
1 3,273,827	
2	
3	
4	
5	

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>Agreed Final Judgment and permanent injunction</i>

CLERK WILLIAM G. PUTNICKI	(BY) DEPUTY CLERK <i>Deanna Mussie</i>	DATE 5/1/2012
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

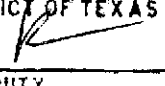
IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED

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CLERK US DISTRICT COURT
WESTERN DISTRICT OF TEXAS

K & F RESTAURANT MANAGEMENT, §
LLC §

BY  DEPUTY

vs. §

CIVIL ACTION NO. 11-CV-926

JESSICA WINTERS d/b/a IZZOZ TACOS, §
AUSTIN TASTY TACOS, INC. d/b/a §
IZZOZ TACOS §

AGREED FINAL JUDGMENT AND PERMANENT INJUNCTION

The parties have resolved their dispute and agree to the terms of this final judgment and permanent injunction. Accordingly, the court orders:

1. Beginning six months following the date of entry of this final judgment and permanent injunction, the defendants shall cease all commercial use of the IZZOZ TACOS mark and any other mark which is likely to cause confusion, mistake or deception with respect to the plaintiff's marks identified in its complaint [Docket Entry #1]. The commercial use which shall cease at that time shall include, without limitation, use of IZZOZ TACOS, IZZOZ and any of the plaintiff's marks identified in its complaint on social media (Facebook, Twitter, etc.) accounts or as key words on the Internet, e.g., in meta tags or as keyword terms for Internet search engine advertising services such as Google AdwordsSM. Cessation of commercial use shall include destruction, on or before the date which is six months following the date of entry of the Agreed Final Judgment and Permanent Injunction, of all promotional materials (including apparel or other gift items sold or given away for promotion) in defendants' possession and bearing the IZZOZ TACOS or IZZOZ marks.

2. Defendants' use of "MELLIZOZ" in any format, and in any class, whether alone or in combination with other otherwise non-infringing words, names, initials, terms, logos,

5. Plaintiff shall not make any attempt to register any trademark and/or service mark composed of "MELLIZOZ" in any format, in any class, whether alone or in combination with other otherwise non-infringing words, names, initials, terms, logos, symbols and/or designs.

6. Defendants shall not do, nor assist others in doing, or permit any act or thing to be done that would jeopardize, threaten, challenge or in any way harm Plaintiff's state, federal or common law rights in any of the marks "IZZO'S ILLEGAL BURRITO ROLL YOUR OWN" plus design identified in USPTO Registration No. 2,910,860; "IZZO'S ILLEGAL BURRITO" identified in USPTO Registration No. 2,893,551; "IZZO'S ILLEGAL" identified in USPTO Registration No. 3,206,607; "IZZO'S" identified in USPTO Supplemental Register Registration No. 2,958,780 and/or "IZZO'S" identified in USPTO Registration No. 3,273,827, in any format, and in any class, whether alone or in combination with other otherwise non-infringing words, names, initials, terms, logos, symbols and/or designs.

7. Defendants shall not contest or oppose or do anything that would challenge or jeopardize any attempts by Plaintiff to register or maintain, at the state or federal level, any of the marks "IZZO'S ILLEGAL BURRITO ROLL YOUR OWN" plus design identified in USPTO Registration No. 2,910,860; "IZZO'S ILLEGAL BURRITO" identified in USPTO Registration No. 2,893,551; "IZZO'S ILLEGAL" identified in USPTO Registration No. 3,206,607; "IZZO'S" identified in USPTO Supplemental Register Registration No. 2,958,780 and/or "IZZO'S" identified in USPTO Registration No. 3,273,827 in any format, and in any class, whether alone or in combination with other otherwise non-infringing words, names, initials, terms, logos, symbols and/or designs, where such registration is sought or maintained.